

In the United States Court of Federal Claims

No. XXX-XXX C ADR PILOT

(Filed)

,

Plaintiff,

**NOTICE OF ADR
PILOT PROCEDURES**

v.

THE UNITED STATES,

Defendant.

ORDER

XXXXXXX, Judge.

It is hereby ordered that:

1. Within forty-five days after the date defendant's answer is filed, the parties shall file a Joint Preliminary Status Report. The parties shall submit a copy of the Joint Preliminary Status Report with a copy of the Complaint and the Answer to the chambers of the ADR judge assigned to this case.
2. If defendant files a motion to dismiss in lieu of an answer, the parties shall not submit the Joint Preliminary Status Report until after the court rules on the Motion to Dismiss. The trial judge, after consultation with the parties, shall decide whether the Motion to Dismiss will be referred for ADR.

3. After the parties have submitted the Joint Preliminary Status Report, the ADR judge will endeavor to schedule an Early Neutral Evaluation (ENE) conference within thirty days.
4. Within fifteen days from the date of the ENE conference the parties shall file with this court either a joint motion for a stay of proceedings **for a time certain** to conduct ADR or notice that the case shall proceed as provided for by the rules of the court.
5. Within ten days after the close of discovery for the entire case or less if only limited discovery has been allowed, the parties shall file a joint notification of the close of discovery, and a motion to stay pretrial procedures.
6. The assigned ADR judge will endeavor to schedule a second conference with the parties within thirty days.
7. Within ten days after the second conference with the ADR judge, the parties shall jointly file a Post Discovery Status Report discussing the likelihood of settlement and, if necessary, proposing a schedule for further ADR, or notice that the case shall proceed as provided for by the rules of the court.
8. While Early Neutral Evaluation is required following the filing of the JPSR and at the close of discovery, the parties may request that the trial judge allow ADR at any other time deemed beneficial.
9. For the convenience of the parties, form pleadings are attached to this Order.
10. All information and documents submitted to the ADR judge for purposes of ADR will be kept confidential, not be included in the court's official file in this case, and not be disclosed to any person who is not participating in the ADR process.

XXXXXX
Judge